PATENT COOPERATION TREATY

To: BIANCHETTI BRACCO MINOJA S.R.L. ARLD. Bianchetti, G. Via Plinio 63 I-20129 Milano ITALY Applicants or agent's file reference BIANCHETTI-BRACCO-MINOJA srf Applicants or agent's file reference SCB 909 PCT FOR FURTHER ACTION See paragraphs 1 and 4 below International application No. PCT/EP2005/002641 Applicant DIPHARMA S.P.A. I X The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith. Filing of amendments and statement under Article 19: The applicant is entered, if he so wishes, to amend the claims of the International Application (see Rule 46): Where? Directly to the International Buseau of Wilfo 34 chemin dec Colombeter Where? Proceed that is the colombeter of the notes on the accompanying abete. The applicant is entered to the protest against payment of any above the report will be established and that the decilaration under Article 17(2)(a) to that effect and the written opinion of the International Under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are decilarly to the International Buseau of Wilfo 34 chemin decilar Colombeter The applicant is entered to obtain the colombeter of the Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted that: The applicant is never to obtain the colombeter of the Colombeter of the decilinant is not international Searching Authority are transmitted that: The protect together with the decilor thereon has been transmitted to the International Bureau together with the international Searching Authority are transmitted of that: The protect together with the decilor thereon has been transmitted to the International Bureau together with the international Bureau together with the decilor thereon has been transmitted to the International Bureau together with the international Searching Authority to the International Bureau together wit	From the INTERNATIONAL SEARCHING AUTHORITY	PCT	
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NOTES TO FORM PCT/ISA/220

These Notes are intended to give the basic instructions concerning the filing of amendments under article 19. The Notes are based on the requirements of the Patent Cooperation Treaty, the Regulations and the Administrative Instructions under that Treaty. In case of discrepancy between these Notes and those requirements, the latter are applicable. For more detailed information, see also the *PCT Applicant's Guide*, a publication of WIPO.

In these Notes, "Article", "Rule", and "Section" refer to the provisions of the PCT, the PCT Regulations and the PCT Administrative Instructions, respectively.

INSTRUCTIONS CONCERNING AMENDMENTS UNDER ARTICLE 19

The applicant has, after having received the international search report and the written opinion of the International Searching Authority, one opportunity to amend the claims of the international application. It should however be emphasized that, since all parts of the international application (claims, description and drawings) may be amended during the international preliminary examination procedure, there is usually no need to file amendments of the claims under Article 19 except where, e.g. the applicant wants the latter to be published for the purposes of provisional protection or has another reason for amending the claims before international publication. Furthermore, it should be emphasized that provisional protection is available in some States only (see *PCT Applicant's Guide*, Annexes B1 and B2).

The attention of the applicant is drawn to the fact that amendments to the claims under Article 19 are not allowed where the International Searching Authority has declared, under Article 17(2), that no international search report would be established (see *PCT Applicant's Guide*, Volume I/A, paragraph 296).

What parts of the international application may be amended?

Under Article 19, only the claims may be amended.

During the international phase, the claims may also be amended (or further amended) under Article 34 before the International Preliminary Examining Authority. The description and drawings may only be amended under Article 34 before the International Examining Authority.

Upon entry into the national phase, all parts of the international application may be amended under Article 28 or, where applicable, Article 41.

When?

Within 2 months from the date of transmittal of the international search report or 16 months from the priority date, whichever time limit expires later. It should be noted, however, that the amendments will be considered as having been received on time if they are received by the International Bureau after the expiration of the applicable time limit but before the completion of the technical preparations for international publication (Rule 46.1).

Where not to file the amendments?

The amendments may only be filed with the International Bureau and not with the receiving Office or the International Searching Authority (Rule 46.2).

Where a demand for international preliminary examination has been/is filed, see below.

How?

Either by cancelling one or more entire claims, by adding one or more new claims or by amending the text of one or more of the claims as filed.

A replacement sheet must be submitted for each sheet of the claims which, on account of an amendment or amendments, differs from the sheet originally filed.

All the claims appearing on a replacement sheet must be numbered in Arabic numerals. Where a claim is cancelled, no renumbering of the other claims is required. In all cases where claims are renumbered, they must be renumbered consecutively (Administrative Instructions, Section 205(b)).

The amendments must be made in the language in which the international application is to be published.

What documents must/may accompany the amendments?

Letter (Section 205(b)):

The amendments must be submitted with a letter.

The letter will not be published with the international application and the amended claims. It should not be confused with the "Statement under Article 19(1)" (see below, under "Statement under Article 19(1)").

The letter must be in English or French, at the choice of the applicant. However, if the language of the international application is English, the letter must be in English; if the language of the international application is French, the letter must be in French.